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Individually and on Behalf of All Those Similarly Situated*

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

SHANNON RAY, KHALA TAYLOR, PETER
ROBINSON, KATHERINE SEBBANE, and
RUDY BARAJAS Individually and on Behalf of
All Those Similarly Situated,

Plaintiffs,

v.

NATIONAL COLLEGIATE ATHLETIC
ASSOCIATION, an unincorporated association,

Defendant.

Case No. 1:23-cv-00425

**[PROPOSED] ORDER APPROVING
THE FORM AND MANNER FOR
DISSEMINATION OF CLASS NOTICE**

Judge: Hon. William B. Shubb
Courtroom: 5, 14th Floor
Date: July 7, 2025
Time: 1:30 PM

1 Before the Court is Plaintiffs' motion to appoint A.B. Data, Ltd. as the Class Certification
2 Notice Administrator and approve the proposed manner and forms of notice submitted by Plaintiffs
3 pursuant to Federal Rule of Civil Procedure Rule 23(c)(2)(B) ("Rule").

4 Having considered the Motion and Supporting Declarations and Memorandum of Points
5 and Authorities raised by Plaintiffs, and good cause appearing therefore, the Court hereby approves
6 Plaintiffs' Proposed Manner and Form of Class Notice and **GRANTS** Plaintiffs' Motion for
7 Approval of the Manner and Form of Class Notice; and hereby **ORDERS AND ADJUDGES**:

8 1. The Court hereby approves the forms of Class Notice attached to the Declaration
9 of Dennis Stewart in Support of Plaintiffs' Motion for Approval of the Manner and Form of Class
10 Notice as Exhibits A and B (ECF Nos. 138-2 and 138-3).

11 2. The Court approves the Plan for dissemination of Notice set forth in the Declaration
12 of Elaine Pang of A.B. Data Ltd. In Support of Plaintiffs' Motion for Approval of the Manner and
13 Form of Notice (ECF No. 138-4) and directs notice be disseminated to the Certified Class members
14 pursuant to Rule 23(c)(2) in a substantially similar fashion as that proposed in Plaintiffs' Motion.
15

16 3. A.B. Data Ltd. is hereby appointed as Class Certification Notice Administrator and
17 ordered to effectuate the notice plan.

18 4. The proposed notice plan set forth in the Motion and the supporting declarations
19 complies with Rule 23(c)(2)(B) and due process as it constitutes the best notice that is practicable
20 under the circumstances, including individual notice via mail and email to all members who can
21 be identified through reasonable effort. The direct mail and email notice will be supported by
22 reasonable publication notice to reach Certified Class members who could not be individually
23 identified.
24

25 5. The proposed notice documents (and the proposed manner of their dissemination
26 to the Class) taken together comply with Rule 23(c)(2)(B) and due process because the notices,
27 forms, and manner of transmission are reasonably calculated to adequately apprise Certified Class
28

members of: (1) the nature of the action; (2) the definition of the class certified; (3) the class claims, issues, or defenses; (4) that a class member may enter an appearance through an attorney if the member so desires; (5) that the court will exclude from the class any member who requests exclusion; (6) the time and manner for requesting exclusion; and (7) the binding effect of a class judgment on members under Rule 23(c)(3). Non-substantive changes, such as typographical errors, can be made to the notice documents by agreement of the parties without leave of the Court.

6. The Court finds that 60-day period for class members to submit requests to exclude themselves from the class satisfies due process and is an adequate period of time for notice recipients to consider the notice, consult with an attorney if desired, and opt out if desired.

7. The Court hereby sets the below schedule for the dissemination of notice to the class and for Certified Class members to submit requests to exclude themselves from the class:

30 days after the entry of the Notice approval order	Settlement Administrator to provide direct mail and email notice, and commence the publication Notice Plan
61 days after the mailing of Notice	Last day for notice recipients to submit requests to exclude themselves from the class
At least 30 days after the deadline for requests for opt-outs	Plaintiffs to file a status update regarding execution of the notice process.

IT IS SO ORDERED.

DATED:

HON. WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE